

3625  
PATENT

Attorney Docket No. 106.48

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )

Examiner: FADOK, Mark A.

Joshua D. KAPLAN )

Art Unit: 3625

Application No.: 09/412,404 )

**RESPONSE TO NOTICE OF NON-  
COMPLIANT AMENDMENT**

Filed: October 5, 1999 )

**CERTIFICATION UNDER 37 CFR §1.10**For: **NETWORK APPARATUS AND  
METHOD FOR PREVIEW OF  
MUSIC PRODUCTS AND COMP-  
ILATION OF MARKET DATA** )I hereby certify that this document was deposited with the U.S.  
Postal Service on this date June 13, 2005, in an envelope  
addressed to: Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450.By: Teri Nelmark

Teri Nelmark

Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

This paper is being filed in response to a Notice of Non-Compliant Amendment dated June 9, 2005, which identified that the a complete listing of all the claims was not present (particularly claims 1-20) in applicant's amendment filed on May 26, 2005. In view of the fact that the May 26<sup>th</sup> Amendment was a reply to a Non-final Office Action, applicant believes that this response is being timely filed within the 1 month due date from the June 9, 2005 Notice. Accordingly, no fees are believed to be necessitated by this paper.

In response to the Notice of Non-Compliant Amendment and pursuant to the directions provided therein, applicant resubmits only the entire "Amendments to the claims" section of applicant's amendment. This section clarifies that claims 1-20 have been cancelled.

Respectfully submitted,  
DERGOSITS & NOAH LLP

Dated: June 13, 2005

By: Michael E. DergositsMichael E. Dergosits  
Reg. No. 31,243

Enclosure.